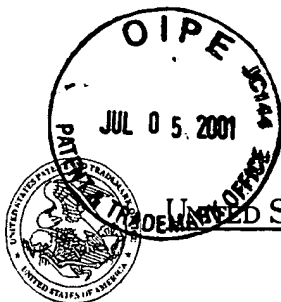


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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/679,854	10/05/2000	Kathleen A. Duncan	09785980-0079

CONFIRMATION NO. 9183

## FORMALITIES LETTER



\*OC000000005568344\*

Francisco A. Rubio-Campos  
Sonnenschein Nath & Rosenthal  
Wacker Drive Station Sears Tower  
P O Box 061080  
Chicago, IL 60606-1080

Date Mailed: 03/02/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

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*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

07/09/2001 AWONDAF1 00000190 09679854

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130.00 OP



Socket No. 9785980-0079

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<p>In re U.S. Patent Application Kathleen Duncan et al</p> <p>Application No. 09/679,854</p> <p>Filing Date: October 5, 2000</p> <p>For: Programmable Image Transform Processor</p>	<p>Examiner: Not yet assigned</p> <p>Art Unit: 2612</p> <p><b><u>CERTIFICATE OF MAILING</u></b></p> <p>I hereby certify that on July 2, 2001 this paper is being deposited with the United States Postal Service as U. S. as first class mail in an envelope addressed to Assistant Commissioner of Patents, Box Missing Parts Washington, DC 20231</p> <p><i>Paula M. Theismann</i> Signature Paula M. Theismann</p>
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**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Assistant Commissioner for Patents  
Box Missing Parts  
Washington, DC 20231

Dear Sir:

In response to the Notice to File Missing Parts for the above-captioned matter dated March 2, 2001, Applicants respectfully submit our check in the amount of \$130.00 to cover the surcharge and the executed Declaration/Power of Attorney.

Please charge any deficiency or credit any overpayment in connection with this filing to our Deposit Account No. 19-3140.

Respectfully submitted,

*Gregory B. Gulliver*  
\_\_\_\_\_  
Gregory B. Gulliver  
Reg. No. 44,138

Sonnenschein Nath & Rosenthal  
P.O. Box 061080  
Wacker Drive Station  
Sears Tower  
Chicago, IL 60606-1080  
Tel. 312-876-8000



SNR Matter No. 978580-0079  
00CXT0653I

Docet No. 9785980-0079

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re U.S. Patent Application of:	)	
Kathleen Duncan et al	)	
	)	
Serial No.: 09/679,854	)	Examiner: Not yet assigned
	)	
Filed: October 5, 2000	)	Group Art Unit: 2612
	)	
For: Programmable Image Transform Processor	)	

**STATEMENT OF FACTS IN SUPPORT OF FILING ON BEHALF OF  
NONSIGNING INVENTOR (37 C.F.R. 1.47)**

Box MISSING PARTS  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

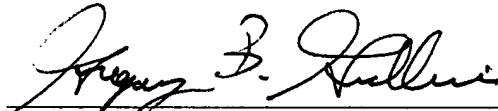
This Statement of Facts in Support of Filing on Behalf of Nonsigning Inventor (37 C.F.R. 1.47) is submitted in response to the Notice to File Missing Parts – Filing Date Granted and mailed March 2, 2001 to which a response was due May 2, 2001. However, Ms. Kathleen Duncan, one of the joint inventors of this application - the specification of which was filed on October 5, 2000, as Application Serial No. 09/679,854 - has been sent a copy of the application as filed and Declaration/Power of Attorney but has not returned her Declaration/Power of Attorney. Ms. Duncan's last known address was: 1007 South Grade, Santa Cruz, California 95060.

In view of Ms. Duncan's refusal to sign, this statement is made as to the exact facts that are relied upon to establish the diligent effort made to secure the execution of the Declaration by the nonsigning inventor for the above-identified patent application. Because signing on behalf of the nonsigning inventor is by a person or entity showing a sufficient proprietary interest, this statement also recites facts as to why this action was necessary to preserve the rights of the parties or to prevent irreparable damage.

This statement is supported by the Declaration of Mr. Gregory B. Gulliver copies of which are submitted herewith. This Declaration sets forth the details of the efforts to obtain Ms. Duncan's execution of the Declaration and Power of Attorney.

As to the preservation of rights/prevention of irreparable damage, this application was filed with the understanding that Ms. Duncan and the other inventors would execute the Declaration and Power of Attorney after filing. With respect to the co-inventor, Mr. Livingston, this did in fact occur. Ms. Duncan, on the other hand, has refused to sign. On March 2, 2001 the Office issued a Notice to File Missing Parts – Filing Date Granted, to which a response was due May 2, 2001. Of course, additional time can be obtained with the filing of a Request for Extension of Time and payment of the requisite fee. Even still extensions of time are only available up to and including August 2, 2001. Consequently, in an effort to resolve this petition prior to the expiration of that period, this Rule 47 petition is being filed today. Of course, failure to timely and fully respond to this NOTICE OF MISSING PARTS would result in the abandonment of the present application which would cause irreparable harm to Conexant Systems, Inc.

Date: 7/2/2001



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